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Paper No.

**SAWYER LAW GROUP**  
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**AUG 04 2004**

In re Application of  
Frederick Thomas Sharp :  
Application No. 09/822,174 :  
Filed: March 29, 2001 :  
Attorney Docket No.  
SVL920010014US2069P :

**OFFICE OF PETITIONS**  
**ON PETITION**

This is a decision on the petition filed August 3, 2004, requesting withdrawal of the above-identified application from issue after payment of the issue fee.

The petition is **DISMISSED as moot**.

Unfortunately, the petition did not reach the appropriate official for decision within sufficient time to avert issuance of the application into a patent. Petitioner's attention is directed to 37 CFR 1.313(d), which states:

A petition under this section will not be effective to withdraw the application from issue unless it is actually received and granted by the appropriate officials **before the date of issue**. Withdrawal of an application from issue after payment of the issue fee may not be effective to avoid publication of application information.

The information disclosure statement (IDS) has been placed in the file of the above-identified application without further consideration. See 37 CFR 1.97(l).

Telephone inquiries should be directed to the undersigned at (703) 305-8859.

After receipt of the file in the Office of Petitions, the patented file will be returned to the Files Repository.

*Karen Creasy*  
Karen Creasy  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy